



PATENT
ATTORNEY DOCKET NO.: MEDIV2020-2

DECLARATION FOR PATENT APPLICATION

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship is as stated below next to my name.

I believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled, **BIOACTIVE STENTS AND METHODS FOR USE THEREOF**, the specification of which:

 is attached hereto.

X was filed on February 26, 2004 (Attorney Docket No. **MEDIV2020-2**) as U.S. Application Serial No. 10/788,747.

I hereby authorize and request insertion of the application serial number of the Application when officially known.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability of the subject matter of the Application as defined in Title 37, Code of Federal Regulations ("C.F.R."), § 1.56.

With respect to the Application, I hereby claim the benefit under 35 U.S.C. Section 119(e) of any United States provisional application(s) listed below:

| | |
|---|--|
| <u>60/450,627</u> (Application Serial No.) | <u>February 26, 2003</u> (Filing Date) |
| <u>60/464,381</u> (Application Serial No.) | <u>April 21, 2003</u> (Filing Date) |
| <u> </u> (Application Serial No.) | <u> </u> (Filing Date) |

With respect to the Application, I hereby claim the benefit under 35 U.S.C. Section 120 of any United States application(s), or Section 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of the application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. Section 112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability of the subject matter of the Application as defined in Title 37, C.F.R., Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of the Application:

| | | |
|---|--|---|
| <u> </u> (Application Serial No.) | <u> </u> (Filing Date) | <u> </u> (Status) |
|---|--|---|

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first inventor: Kenneth W. Carpenter

Inventor's signature: Kenneth W. Carpenter

Date: March 1, 2004

Residence: San Diego, California

Citizenship: United States of America

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Full name of second inventor: Huashi Zhang

Inventor's signature: JHS

Date: March 2, 2004

Residence: San Diego, California

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Full name of third inventor: Brendan J. McCarthy

Inventor's signature: Brendan J. McCarthy

Date: 3/1/04

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Full name of fourth inventor: Istvan Szinai

Inventor's signature: Istvan Szinai

Date: 3/11/04

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Full name of fifth inventor: William G. Turnell

Inventor's signature: Bill Turnell

Date: 14 - MARCH 2004

Residence: San Diego, California

Citizenship: United Kingdom

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Full name of sixth inventor: Sindhu M. Gopalan

Inventor's signature: Sindhu

Date: 3/2/2004

Residence: San Diego, California

Citizenship: Republic of India

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ATTORNEY DOCKET NO.: MEDIV2020-2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Carpenter et al. Art Unit: 3731
Application No.: 10/788,747 Examiner: Not Yet Assigned
Filed: February 26, 2004 Confirmation No.: 8116
Title: BIOACTIVE STENTS AND METHODS FOR USE THEREOF

MAIL STOP MISSING PARTS
Commissioner for Patents
P.O. Box 1450
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POWER OF ATTORNEY BY ASSIGNEE

As a below-named assignee of the above-identified application ("Application"):

I hereby appoint the following attorneys of the assignee to prosecute the Application and to transact all business in the United States Patent and Trademark Office connected therewith:

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In re Application of:

Carpenter et al.

Application No.: 10/788,747

Filed: February 26, 2004

Page 2

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Date: March 1, 2004